

Attorney Docket No. 01538/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Keiji HIROTOMI et al

Serial No. : 09/966,443

Filed : September 26, 2001

For : COSMETIC CONTAINER

Art Unit : 3732

Examiner :

**INFORMATION DISCLOSURE STATEMENT  
WITH STATEMENT UNDER 37 CFR 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of Search Report issued in the counterpart  
European application;
- (2) Copies of the cited publications; and
- (3) Forms PTO/SB/08A and PTO/SB/08B. It is requested that  
initialed copies of the Forms PTO/SB/08A and PTO/SB/08B  
be returned to indicate that the publications listed  
therein have all been considered and made of record.


Said communication is in English, thereby satisfying the  
requirements for a concise explanation of relevance for any  
non-English language publications cited therein  
(MPEP 609 III A(3)).

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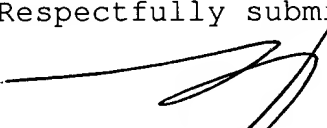
**STATEMENT UNDER 37 CFR 1.97(e) (1)**

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of April 10, 2003. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

As seen from the listing of family members in the European Search Report, Japanese 08-019421 corresponds to USP 5,873,667. A copy of USP 5,873,667 is submitted herewith, and this document is also listed on the attached Form PTO/SB/08A.

It is respectfully requested that the attached publications be considered and made of record.

Respectfully submitted,

  
Leonard Holtz, Esq.  
Reg. No. 22,974

Encls.

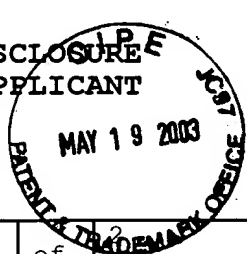
Dated: May 19, 2003

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PTO/SB/08A (08-00)

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Substitute for Form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  		Application Number	09/966,443
		Filing Date	September 26, 2001
		First Named Inventor	Keiji HIROTOMI et al
		Group Art Unit	3732
		Examiner Name	
Sheet 1 of 2	Attorney Docket Number	01538/LH	

### U.S. PATENT DOCUMENTS

Exam. Inits*	Cite No <sup>1</sup>	Document Number	Kind Code <sup>2</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		5,427,464	A	NAKAGAWA	06-27-1995	
		5,549,404	A	KAGEYAMA et al	08-27-1996	
		5,873,667	A	INOUE et al	02-23-1999	

### FOREIGN PATENT DOCUMENTS

Exam Inits*	Cite No <sup>1</sup>	Offc <sup>3</sup>	Document Number <sup>4</sup>	Kind Code <sup>5</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T <sup>6</sup>

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<sup>1</sup> Unique citation designation number. <sup>2</sup> See kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Place a check here if English translation is attached.

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Substitute for Form 1449A/PTO				Application Number		09/966,443			
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				Group Art Unit		3732			
				Examiner Name					
Sheet		2		of		2			
				Attorney Docket Number		01538/LH			
<b>OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS</b>									
Examiner Initials <sup>1</sup>		Cite No. <sup>1</sup>		Include name of author (in CAPITAL LETTERS), title of article, title of item, date, page(s), volume-issue number(s), publisher, city and/or country where published				T <sup>2</sup>	
				PATENT ABSTRACTS OF JAPAN, Vol. 1996, No. 05, 31 May 1996 (1996-05-31) and JP 08-019421 A (SHISEIDO CO. LTD.; Others: 01, 23 January 1996 (1996-01-23) - Abstract only.					
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